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13 **UNITED STATES DISTRICT COURT**
14 **CENTRAL DISTRICT OF CALIFORNIA**
15 **WESTERN DIVISION**
16

17 UNITED STATES OF AMERICA,	) CASE NO. CR 06-227(A)-SVW
18)
19 Plaintiff,	) DEFENDANT'S OPPOSITION TO
20	) PROSECUTION'S <i>EX PARTE</i>
21 v.	) APPLICATION FOR PRE-
22	) JUDGMENT NON-DISSIPATION
23 STEPHEN YAGMAN,	) ORDER PREVENTING
24	) DEFENDANT FROM
25 Defendant.	) LIQUIDATING AMERIPRISE
26	) FINANCIAL FUNDS; MOTION TO
27	) COMPEL AMERIPRISE
28	) FINANCIAL TO RELEASE FUNDS
	) ASSIGNED TO DEFENDANT'S
	) COUNSEL; MOTION TO COMPEL
	) THE PROSECUTION TO REMEDY
	) ITS UNAUTHORIZED
	) INTERCESSION WITH
	) AMERIPRISE FINANCIAL
	) PREVENTING THE PAYMENT OF
	) LEGAL FEES; AND MOTION FOR
	) COPIES OF UNDER SEAL
	) DOCUMENTS FILED BY THE
	) PROSECUTION ON JULY 20, 2007
)
	) Hearing: July 23, 2007 at 11:00 a.m.
	) Courtroom of the Hon. Steven V.
	) Wilson

1 Stephen Yagman, by his attorneys, files his opposition to the prosecution's
2 *Ex Parte* Application For Pre-Judgment Non-Dissipation Order Preventing
3 Defendant From Liquidating Ameriprise Financial Funds and moves this court for
4 an order: (1) compelling Ameriprise Financial to release funds assigned to defense
5 counsel, (2) compelling the prosecution to remedy its unauthorized intercession
6 with Ameriprise Financial preventing the payment of legal fees, and (3) requiring
7 the prosecution to furnish the defense with a copies of its documents, filed under
8 seal, on July 20, 2007.

9 The opposition and the motions are based upon the attached memorandum of
10 points and authorities, the attached exhibits thereto; the records and files in this
11 case, and any other evidence and/or argument that the court may consider.

12 Dated: July 23, 2007

Respectfully submitted,

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14 TARLOW & BERK PC

15 /s/

16 Barry Tarlow

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18 /s/

19 Mark O. Heaney
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